

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
D E P A R T M E N T O F H E A L T H



Safe and Healthy Lives in Safe and Healthy Communities

BOARD OF MEDICAL LICENSURE AND DISCIPLINE

IN THE MATTER OF:

RAMON D. LLAMAS, M.D.

License number MD 4319.

NO. C00-166A

CONSENT ORDER

Pursuant to R.I. Gen. Laws §5-37-5.2, 1956, as amended, (1995 Reenactment) a complaint was filed with the Board of Medical Licensure and Discipline (hereinafter referred to as "Board") alleging that Ramon D. Llamas, M.D., Respondent, may have violated §5-37-5.1(19). The following constitutes the Investigating Committee's Findings of Fact with respect to the professional performance of the Respondent.

Findings of Facts

1. Respondent Ramon D. Llamas, M.D. is licensed to practice medicine in the state of Rhode Island. He is Board Certified in surgery with a principal place of business at 20 Cumberland Hill Road, Woonsocket, RI 02895.
2. With respect to the patient referred to in this Specification of Charges, Patient A, the Respondent practiced medicine as a physician practicing the specialty of surgery.
3. On or about June of 1994, Respondent performed a colectomy on Patient A, which confirmed a cancerous tumor called "Duke's C."

Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.

(1) Respondent has read this Consent Order and understands that it is a proposal of an Investigating Committee of the Board and is subject to the final approval of the Board. This Consent Order is not binding on Respondent until final ratification by the Board.

(2) Respondent hereby acknowledges and waives:

- a. The right to appear personally or by counsel or both before the Board;
- b. The right to produce witnesses and evidence in his behalf at a hearing;
- c. The right to cross examine witnesses;
- d. The right to have subpoenas issued by the Board;
- e. The right to further procedural steps except for specifically contained herein;
- f. Any and all rights of appeal of this Consent Order;
- g. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
- h. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;
- i. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.

4. Respondent referred Patient A to an oncologist who recommended chemotherapy for Patient A.

5. Adjunct to chemotherapy, the oncologist recommended the placement of a port-a-cath for the administration of chemotherapy.

6. On or about August of 1994, Respondent inserted a port-a-cath in Patient A, and thereafter Patient A underwent adjuvant chemotherapy for about a year.

7. In May of 1995, Respondent performed a colonoscopy on Patient A, which was normal and the Respondent continued to follow Patient A on a semi-annual basis, screening Patient A for any recurrence of the colon cancer. In September of 1995, the Respondent asserts that the oncologist wrote the Respondent a letter indicating that Patient A would require annual colonoscopies, and that this letter did not include any instructions concerning the removal of the port-a-cath. Respondent further asserts that this notification is the responsibility of the oncologist.

8. Patient A died at Landmark Medical Center on March 1, 2000, causes of death included superior vena cava syndrome secondary to possible infuse-a-port occlusion.

9. The Board finds that the Respondent is in violation of Rhode Island General Laws § 5-37-5.1(19) for a failure to conform to the minimal standards of acceptable and prevailing medical practice in internal medicine for failing to remove the port-a-cath in a timely manner.

The parties agree as follows:

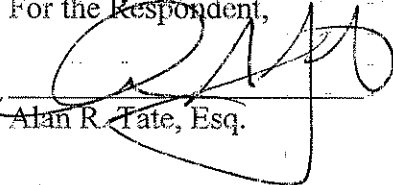
- (3) Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth herein.
- (4) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board.
- (5) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.
- (6) The Respondent accepts the sanction of a Reprimand. The Respondent shall pay an administrative fee of five-hundred (\$500.00) dollars within 30 days of ratification of this Order.

Signed this 14th day of May, 2003.

Respondent,



Ramon D. Llamas, M.D.

For the Respondent,


Alan R. Tate, Esq.

Ratified by the Board of Medical Licensure and Discipline at a meeting held

on May 14th, 2003.


Patricia A. Nolan, MD, MPH
Director of Health